

_____Published in The Derby Reporter, **March 19, 2004**

ORDINANCE NO. 46-086

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **IMPROVING EAGLES LANDING, WILLOW POINT, EAGLES LANDING CT, WILLOW POINT CT & SIDEWALKS, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION (PROJECT NO. 490-892/472-83465)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: **IMPROVING EAGLES LANDING, WILLOW POINT, EAGLES LANDING CT, WILLOW POINT CT & SIDEWALKS, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$412,201.00** and that **\$412,201.00** be assessed against the improvement district and **\$0.00** be paid by the City at large, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-02-060**, adopted **January 15, 2002**, and published **January 19, 2002 corrected and republished February 8, 2002**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 56	6,374.24
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 57	6,374.24
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 58	6,374.24
BLOCK A	

EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 59 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 60 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 61 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 62 BLOCK A EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 1 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 2 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 3 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 4 BLOCK B EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24

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PAGE 2

LOT 20 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 21 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 22 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	6,374.24
LOT 23 BLOCK C	6,374.24

EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 24	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 25	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 26	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 27	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 28	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 29	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 30	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	

1

PAGE 3

LOT 31	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 32	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 33	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 34	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 35	6,374.24
BLOCK C	

EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 36	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 37	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 38	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 39	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 40	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 41	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	

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PAGE 4	
LOT 42	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 43	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 44	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 45	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 46	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 47	6,374.24
BLOCK C	

EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 48	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 49	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 50	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 51	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 52	6,374.24
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	

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PAGE 5	
LOT 16	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 17	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 18	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 19	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 20	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 21	6,374.24
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 22	6,374.24
BLOCK D	

EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 23	6,374.64
BLOCK D	
EAGLES LANDING AT NORTH OLIVER 2ND	
0	
0	
PROJECT 472 83465	331,460.88FRACTIONAL

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 1	2,444.93
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 2	2,294.01
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 3	2,312.16
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 4	2,454.22
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 5	2,342.13
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 6	2,342.13
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 7	2,342.13
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 8	2,342.13
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 9	2,412.85
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 10	3,884.91
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 11	2,772.10
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

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PAGE 2

LOT 12	3,459.17
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 13	2,287.04
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 14	2,046.20
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 15	2,046.20
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 16	2,046.20
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 17	2,395.96
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 18	3,156.48
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 19	1,990.90
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 20	1,990.90
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 21	1,912.80
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

LOT 22	2,683.24
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	

1	
PAGE 3	
LOT 23	3,467.19
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 24	3,786.13
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 25	1,971.06
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 26	1,935.60
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 27	2,696.33
BLOCK A	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 1	2,125.15
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 2	2,037.55
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 3	2,555.32
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 4	2,207.26
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 5	1,893.59
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
LOT 6	1,865.52
BLOCK B	
EAGLES LANDING AT NORTH OLIVER 3RD	
1	
PAGE 4	
LOT 7	240.63

BLOCK B		
EAGLES LANDING AT NORTH OLIVER 3RD		
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0		
0	PROJECT 472 83465	80,740.12 SQUARE FT

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **April 19, 2004**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2004**.

SECTION 5. This ordinance shall take effect and be in force as of and on **March 19, 2004** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **March 16, 2004**.

Carlos Mayans, Mayor

ATTEST:

Karen Schofield, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law